

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES)	
)	
v.)	Crim. No. 01-455-A
)	
ZACARIAS MOUSSAOUI)	

PETITION OF THE ASSISTANT ATTORNEY GENERAL,
CRIMINAL DIVISION, FOR IN CAMERA HEARING

DISTRICT OF COLUMBIA

Michael Chertoff, being duly sworn, deposes and says:

1. I am the Assistant Attorney General in charge of the Criminal Division, United States Department of Justice.
2. The Attorney General, pursuant to Section 14 of the Classified Information Procedures Act, 18 United States Code, App. 3 (“CIPA”), has designated the Assistant Attorney General, Criminal Division, to exercise or perform the functions and duties conferred upon the Attorney General and the Deputy Attorney General by CIPA.
3. I submit this affidavit pursuant to Section 6(a) of CIPA, which authorizes me, as an Assistant Attorney General designated by the Attorney General for such purpose, to request that a hearing be held in camera, if I certify that a public proceeding may result in the disclosure of classified information.
4. The matters stated herein are based upon my knowledge, upon review and consideration of documents and information available to me in my official capacity as Assistant Attorney General, Criminal Division, upon discussions that I have had with other Justice Department officials, and upon conclusions reached after my review of this information.

5. I have reviewed the Government's Proposed Substitution filed April 24, 2003, and I am familiar with the classified summaries that underlie that submission.

6. I certify that a public proceeding under Section 6(a) of CIPA may result in the disclosure of classified information.

7. I respectfully request this Court, pursuant to Section 6(a) of CIPA, to conduct an in camera hearing and make all determinations concerning the use, relevance, or admissibility of classified information that would otherwise be made during trial or pretrial proceedings in this matter.

Michael Chertoff
Assistant Attorney General
Criminal Division

Subscribed and sworn to before
me this ____ day of _____, 2003.

My commission expires on _____.

Notary Public